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In re Application of  
PETER KENINGTON  
Serial No.: 09/743,003  
PCT No.: PCT/GB99/02110  
Int. Filing Date: 02 July 1999  
Priority Date: 02 July 1998  
Atty. Docket No.:46309-251562  
For: A PREDISTORTER

COMMUNICATION

This application is before the PCT Legal Office for consideration of matters arising under 35 U.S.C. 371.

On 25 July 2003, applicant filed, *inter alia*, a notification of new mailing address.

On 06 November 2003, a Notification of Missing Requirements (FORM PCT/DO/EO/905) was erroneously mailed to the former address of the attorney of record. The Notification indicated that an oath or declaration, in compliance with 37 CFR 1.497(a) & (b), was required.

On 24 February 2004, a Notification of Abandonment (FORM PCT/DO/EO/909) was also erroneously mailed to the former address for the attorney of record.

On 16 June 2004, applicant filed a combined declaration and power of attorney, appointing a new attorney of record.

DISCUSSION

The Notification of Missing Requirements (FORM PCT/DO/EO/905) mailed 06 November 2003 and Notification of Abandonment (FORM PCT/DO/EO/909) mailed 24 February 2004 were erroneously mailed to an incorrect address and are hereby VACATED.

A review of the application file reveals that all of the 35 U.S.C. 371 requirements were met upon submission of the executed declaration on 16 June 2004.

CONCLUSION

The Notification of Missing Requirements (FORM PCT/DO/EO/905) mailed 06 November 2003 and Notification of Abandonment (FORM PCT/DO/EO/909) mailed 24 February 2004 are hereby VACATED.

This application is being forwarded to the United States Designated/Elected Office for further processing. The 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) date is **16 June 2004**.

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